

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

ILLUMINA, INC. AND ILLUMINA  
CAMBRIDGE, LTD.,

Plaintiffs,  
v.

ELEMENT BIOSCIENCES, INC.,

Defendant.

C.A. No. 25-602-RGA

**[PROPOSED] ORDER**

WHEREAS, the Court having considered Defendant Element Biosciences, Inc.’s Partial Motion to Dismiss Plaintiffs Illumina, Inc. and Illumina Cambridge, Ltd.’s Amended Complaint (D.I. 12) (the “Motion”) and the papers submitted in connection therewith:

IT IS HEREBY ORDERED this \_\_\_\_ day of \_\_\_\_\_, 202\_\_\_\_, that:

1. The Motion is GRANTED; and
2. The claims for indirect infringement and relief sought for willful infringement and pre-suit damages are DISMISSED.

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The Honorable Richard G. Andrews  
United States District Court Judge